



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

JAMES C. LYDON
100 DAINGERFIELD ROAD
SUITE 100
ALEXANDRIA, VA 22314

COPY MAILED

MAY 04 2007

In re Patent No. 7,112,339	:	OFFICE OF PETITIONS
Issued: September 26, 2006	:	DECISION ON APPLICATION FOR
Application No. 10/069,145	:	PTA and NOTICE OF INTENT
Filed: February 22, 2002	:	TO ISSUE CERTIFICATE OF
Atty. Dkt. No.: TUR-125	:	CORRECTION

This decision is in response to the "REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT PURSUANT TO 37 C.F.R. § 1.705(d)," filed November 6, 2006.

The request for reconsideration of patent term adjustment is **GRANTED**.

The above-identified application matured into U.S. Patent No. 7,112,339 on September 26, 2006. The instant request for reconsideration was timely filed November 6, 2006 in accordance with 37 C.F.R. § 1.705(d). The patent issued with a PTA of 16 days. Applicants argue that the correct adjustment is 124 days.

A review of the application history reveals that an overall adjustment of 185 days can be attributed to the Office¹. The adjustment is reduced a total of 61 days for applicants' failure to engage in reasonable efforts to conclude prosecution².

In view thereof, the patent is entitled to an adjustment of 124 days as argued by patentees.

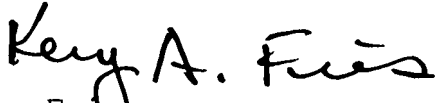
¹ An adjustment of 126 days can be attributed to the Office in accordance with 37 CFR 1.702(a)(1) and 1.703(a)(1) in connection with the non-final Office action mailed August 26, 2003. A further adjustment of 59 days can be attributed to the Office in accordance with 37 CFR 1.702(a)(4) and 1.703(a)(6) in connection with failure to issue the patent within four months of receipt of the issue fee payment.

² The adjustment is reduced 31 days in accordance with 37 CFR 1.704(b) in connection with the RCE filed June 4, 2004. The adjustment is further reduced 30 days in accordance with 37 CFR 1.704(b) in connection with the RCE filed July 7, 2005.

Receipt is hereby acknowledged of the required \$200.00 patent term adjustment application fee.

This application file will be forwarded to the Certificate of Corrections branch for issuance of a certificate of correction to indicate that the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 124 days.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

A handwritten signature in black ink that reads "Kery A. Fries". The signature is written in a cursive style with a large, stylized 'K' and 'F'.

Kery Fries
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy

CC: Draft Certificate of Correction

Day : Thursday

Date: 5/3/2007
Time: 14:46:20 **PALMINTRANET****PTA Calculations for Application: 10/069145**

Application Filing Date:	02/22/2002	PTO Delay (PTO):	126
Issue Date of Patent:	09/26/2006	Three Years:	0
Pre-Issue Petitions:	0	Applicant Delay (APPL):	110
Post-Issue Petitions:	0	Total PTA (days):	124
PTO Delay Adjustment:	108		

File Contents History

Number	Date	Contents Description	PTO	APPL	START
74	05/03/2007	ADJUSTMENT OF PTA CALCULATION BY PTO	108		
70	09/26/2006	PATENT ISSUE DATE USED IN PTA CALCULATION			
69	07/13/2006	EXPORT TO FINAL DATA CAPTURE			
68	07/12/2006	DISPATCH TO FDC			
67	06/30/2006	APPLICATION IS CONSIDERED READY FOR ISSUE			
66	06/29/2006	PETITION TO REVIVE APPLICATION - GRANTED			
65	06/19/2006	PETITION ENTERED			
64	06/19/2006	ISSUE FEE PAYMENT VERIFIED		49	57
63	06/29/2006	WITHDRAW PUBLICATION/PRE-EXAM ABANDON			
62	06/19/2006	ISSUE FEE PAYMENT RECEIVED			
61	06/13/2006	MAIL ABANDONMENT FOR FAILURE TO PAY ISSUE FEE			
60	06/13/2006	ABANDONMENT FOR FAILURE TO PAY ISSUE FEE			
59	04/27/2006	FINISHED INITIAL DATA CAPTURE			
58	02/06/2006	EXPORT TO INITIAL DATA CAPTURE			
57	02/01/2006	MAIL NOTICE OF ALLOWANCE			
56	02/01/2006	MAIL EXAMINER'S AMENDMENT			
55	01/26/2006	ISSUE REVISION COMPLETED			
54	01/26/2006	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED			
53	01/26/2006	IFW TSS PROCESSING BY TECH CENTER COMPLETE			
52	01/23/2006	EXAMINER'S AMENDMENT COMMUNICATION			

51	01/23/2006	NOTICE OF ALLOWABILITY			
50	11/18/2005	DATE FORWARDED TO EXAMINER			
49	11/02/2005	RESPONSE AFTER NON-FINAL ACTION			
48	09/19/2005	MAIL NON-FINAL REJECTION			
47	09/15/2005	NON-FINAL REJECTION			
46	07/15/2005	DATE FORWARDED TO EXAMINER			
45	07/07/2005	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE			
44	07/15/2005	DATE FORWARDED TO EXAMINER			
43	07/07/2005	REQUEST FOR CONTINUED EXAMINATION (RCE)		30	39
42	07/15/2005	DISPOSAL FOR A RCE/CPA/129 (EXPRESS ABANDONMENT IF CPA)			
41	07/07/2005	REQUEST FOR EXTENSION OF TIME - GRANTED			
40	07/07/2005	WORKFLOW - REQUEST FOR RCE - BEGIN			
39	03/07/2005	MAIL FINAL REJECTION (PTOL - 326)			
38	03/04/2005	FINAL REJECTION			
37	12/13/2004	CORRESPONDENCE ADDRESS CHANGE			
36	11/27/2004	DATE FORWARDED TO EXAMINER			
35	11/17/2004	RESPONSE AFTER NON-FINAL ACTION			
34	08/26/2004	MAIL NON-FINAL REJECTION			
33	08/23/2004	NON-FINAL REJECTION			
32	07/13/2004	CASE DOCKETED TO EXAMINER IN GAU			
31	06/16/2004	DATE FORWARDED TO EXAMINER			
30	06/04/2004	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE			
29	06/16/2004	DATE FORWARDED TO EXAMINER			
28	06/04/2004	REQUEST FOR CONTINUED EXAMINATION (RCE)		31	15
27	06/16/2004	DISPOSAL FOR A RCE/CPA/129 (EXPRESS ABANDONMENT IF CPA)			
26	06/04/2004	REQUEST FOR EXTENSION OF TIME - GRANTED			
25	06/04/2004	WORKFLOW INCOMING AMENDMENT IFW			
24	06/04/2004	WORKFLOW - REQUEST FOR RCE - BEGIN			
23	06/06/2004	CASE DOCKETED TO EXAMINER IN GAU			
22	05/19/2004	MAIL ADVISORY ACTION (PTOL - 303)			
21	05/17/2004	ADVISORY ACTION (PTOL-303)			

20	05/10/2004	DATE FORWARDED TO EXAMINER			
19	05/04/2004	AMENDMENT AFTER FINAL REJECTION			
18	02/22/2002	REQUEST FOR FOREIGN PRIORITY (PRIORITY PAPERS MAY BE INCLUDED)			
17	02/22/2002	OATH OR DECLARATION FILED (INCLUDING SUPPLEMENTAL)			
16	05/04/2004	WORKFLOW INCOMING AMENDMENT IFW			
15	02/04/2004	MAIL FINAL REJECTION (PTOL - 326)			
14	02/03/2004	FINAL REJECTION			
13	12/22/2003	IFW AMENDED CASE PROCESSING COMPLETE			
12	12/22/2003	DATE FORWARDED TO EXAMINER			
11	11/26/2003	RESPONSE AFTER NON-FINAL ACTION			
10	08/26/2003	MAIL NON-FINAL REJECTION	126		-1
9	08/25/2003	NON-FINAL REJECTION			
8	08/17/2003	CASE DOCKETED TO EXAMINER IN GAU			
7	05/08/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
6	07/30/2002	CASE DOCKETED TO EXAMINER IN GAU			
5	02/22/2002	PRELIMINARY AMENDMENT			
4	07/24/2002	APPLICATION DISPATCHED FROM OIPE			
3	07/22/2002	IFW SCAN & PACR AUTO SECURITY REVIEW			
2	07/10/2002	NOTICE OF DO/EO ACCEPTANCE MAILED			
1	02/22/2002	INITIAL EXAM TEAM NN			

Search Another: Application#

EXPLANATION OF PTA CALCULATION

EXPLANATION OF PTE CALCULATION

To go back use Back button on your browser toolbar.

Back to [PALM](#) | [ASSIGNMENT](#) | [OASIS](#) | [Home page](#)

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7,112,339 B1
DATED : September 26, 2006
INVENTOR(S) : Ahola, et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 16 days

Delete the phrase "by 16 days" and insert – by 124 days--